



TOWN OF REHOBOTH TOWN WARRANT

Annual Town Meeting

Saturday, May 14, 2022

1:00 PM

And

Sunday, May 15, 2022

1:00 PM

**Francis Farm
Museum Building
27 Francis Farm Road
Rehoboth, MA 02769**

WARRANT FOR ANNUAL TOWN MEETING – MAY 14, 2022

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**Board of Selectmen
340 Anawan Street
Rehoboth, MA 02769**

April 28, 2022

Citizens of Rehoboth

We have great deal of work ahead of us at this Annual Town Meeting on May 14th and 15th. In the warrant contained herein, there are 36 articles for your consideration, which include a series of zoning and bylaw amendments submitted by several town committees and departments, including Conservation, Planning, Historical, Board of Selectmen and the Town Clerk.

Over the past several years, due to COVID restrictions, the Town has limited the warrant articles presented at our last two town meetings to “financial” and “critical” articles only, and have delayed action on the other articles in the interest of minimizing the duration of our town meeting. As we emerge from the COVID pandemic, we must now invest the time on these previously deferred articles.

This town meeting also represents a historic moment in the town’s history which I hope all of you will participate in: it will be our first (of hopefully many to come!) town meeting at our new Francis Farm location. In addition, it will be our first town meeting using the new electronic voting system obtained by the town. Our Town Clerk and Moderator have been diligently working with the Selectmen to prepare for what we hope will be a seamless Town Meeting and experience for those of you attending.

As with the past few years, we have worked with the Town Moderator to craft a warrant which we hope will proceed expeditiously while allowing residents to voice their opinions on the important articles herein. We continue to use the Consent Agenda for those non-controversial “housekeeping” articles we have to vote on as a routine each Town Meeting.

In addition to the usual budget articles for the Town and the three regional/county school systems we participate in, and those aforementioned zoning and bylaw articles, one key article we wish to draw you attention to is *Article #10 – Property Swap Between the Town of Rehoboth and Housing Authority*.

Late last year the Housing Authority approached the Board of Selectmen with a proposal. Housing would like to acquire the property occupied by the former Council on Aging on Bay State Road, and the adjoining property containing the Anawan School, in exchange for a piece of property the Housing Authority currently owns on Anawan Street which also includes frontage on Route 44. Both properties are roughly the same acreage

As many of you are aware, the Board of Selectmen are faced with the prospect of demolishing the existing Anawan School after the building was condemned last summer. The land swap with

Housing will transfer ownership of the building and land to the Housing Authority, allowing that agency to pursue opportunities which can save the building. The Town benefits by not needing to spend money to perform the demolition, and obtains 6 acres of land abutting existing property we already own on Anawan Street. We ask for your support on this critical article on the warrant, for the benefit of all in Rehoboth.

We look forward to seeing all of you on Saturday, May 14th at 1pm!

For the Board of Selectmen,
Michael P. Deignan
April 28, 2022

Dear fellow residents of Rehoboth,

The Finance Committee has worked to provide a balanced budget without sacrificing services. The initial department requests and school assessments yielded a shortfall of almost \$900,000. As presented in this warrant, our current total budget deficit for the town and 3 schools is \$164,161. We are recommending free cash as the funding source to meet this shortfall.

REVENUES - increased \$1.57 million**

Our overall revenue increase is \$1.57 Million, here is a breakdown of the major components:

- \$1.39 Million increase of the calculated FY22 Levy limit (new base) – this figure is set by MA DOR and is a combination of new growth (\$726,740) and the 2.5% max increase from FY22 (\$664,034).
- \$96,000 - ARPA funds that are being designated for specific town services
- \$50,000 – increased Motor vehicle excise tax
- \$34,769 – additional 2.5% of new base

** It's important to recall that when balancing our FY22 budget, we utilized almost \$625,000 of free cash. If we were to level fund the budget, that only leaves a balance of \$945,000 available for this year's increased expenses.

EXPENSES - increased \$1.1 million

A variety of methods was used to balance the budget. While some departments reduced their budget upon our inquiry and DRRSD reduced their assessment (twice), we still had a deficit. For other budget lines in this warrant, we have recommended a lesser amount than originally submitted. These combined actions reduced the deficit to \$164,161.

Town departments - increased \$437,604 = 3.82 %

In addition to the normal contractual increases and step raises there are a few items of note:

- \$235,751 – increase police and dispatch lines. This includes contractual raises and retroactive wages.
- \$106,016 – increase for elections. Based on the updated census figures, our town now requires 4 voting precincts. This is a 33.3% increase in salary and purchased services for each election and similar increase for each town meeting session. For FY23, there will be 3 elections (increase of 2 from FY22) and anticipated 4 sessions of annual and special town meetings (also an increase of 2).
- \$70,851 increase for Bristol County retirement – This is an assessed figure and continues to increase every year.
- \$103,000 increase for Town nurse services (\$80,000) and the Veteran's Agent (\$23,000). ARPA funds will be used to cover ~\$96,000 of these costs.
- \$26,350 – police purchased services. The police received a grant for purchasing body cams. However, the cloud storage of footage is not eligible for grant funds and is a new and recurring expense.

Education – increased a total \$679,112 = 3.21%

Dighton Rehoboth Regional School - increase \$606,577 = 3.06%

- \$624,239 – increased operating assessment. The operating budget consists of an increase to the state Minimum Net School Spending (NSS) of \$633,074, a decrease of \$84,199 to the Above NSS and a transportation increase of \$75,364.

- \$17,662 - decrease Capital assessment. The capital assessment includes a decrease of \$17,465 from debt exclusion items. Since debt exclusions have their own dedicated revenue source, this reduction is not a factor for balancing the budget.

Bristol Plymouth - increase - \$66,509 = 5.88 %

- \$71,745 – Bristol Plymouth continues to operate at the Minimum Net School Spending. This increase is state mandated and based on the Oct 2021 enrollment of 73 students.
- \$5,391 – decrease of Transportation costs. This allocation is based on student enrollment
- \$155 – increase of Capital assessment. This item is also allocated based on student enrollment

Note that the current capital assessment is a minimal figure (\$13,439) and payments are currently made from raise and appropriate sources. For the recently approved construction of a new Bristol Plymouth high school, the apportionment of cost to Rehoboth is \$9,588,917 plus interest. This cost figure is based on FY21 enrollment, will be paid over 30 years and will have a major impact on future budgets.

Bristol County Agricultural - increase - \$6,026 = 208.67%

- \$38,026 increase – This is an estimate for tuition for 18 students.
- \$32,000 - decrease of Capital assessment. This allocation is also based on student enrollment. With planned enrollment expansion, the cost per student is expected to decrease until capacity is reached in FY26.

OTHER ITEMS

There are several articles on the warrant that the Finance Committee has not had sufficient time to review prior to the printing of this warrant. Our recommendations will be made at town meeting. A consolidated budget summary with revenue estimates and a detail line-item of the town budget recommendations will be posted on the town web site.

We encourage you to review the information in advance of town meeting.

For the Finance Committee,
 Colleen Simpson – Chairman
 Michael Fleming – Vice chair
 Susan McBride – Clerk
 Steve Evans – Member
 Robert Gagnon - Member

A note from the Moderator:

This year, once again I have decided to use the “Consent Agenda” that has been adopted by Town Meetings across the Commonwealth. The purpose of the Consent Agenda is to save you time by dispensing with the reading of and voting on individual articles that can be expected to pass overwhelmingly and instead, voting on them all together with one vote.

In selecting articles for the Consent Agenda, I have used the following criteria:

1. **The article must be a routine article that has appeared regularly in recent years.**
2. **The meaning of the article and the recommendation of the Warrant Committee must be clearly explained in the Warrant.**
3. **It must be reasonable to expect that the Warrant Committee recommendation for the article would pass with no controversy.**

The Consent Agenda will help streamline the meeting so we can focus and discuss other articles within the Warrant.

Thank you in advance for your time and support.

Sincerely,

William Cute
Town Moderator
May, 2022

CONSENT AGENDA

By Moderator: In order to expedite the consideration of routine items, Articles 1 thru 9 will be considered for approval in a single vote, without debate. I will read each article's number and a description, and if seven members of the Meeting rise to say "HOLD," then the item will be removed so that it may be debated in the normal course. The remaining articles will be moved as printed in the warrant.

ARTICLE 1: ANNUAL TOWN SURPLUS EQUIPMENT AUCTION AUTHORIZATION

ARTICLE 2: AUTHORIZATION TO PAY BILLS OF A PRIOR YEAR

ARTICLE 3: SET SALARIES AND COMPENSATION OF ELECTED OFFICIALS

ARTICLE 4: 340 ANAWAN STREET NOTE PAYMENT

ARTICLE 5: BOARD OF HEALTH TRANSFER STATION OFFSET RECEIPTS

ARTICLE 6: AUTHORIZE REVOLVING ACCOUNTS EXPENDITURES

**ARTICLE 7: COMMUNITY PRESERVATION BUDGET & APPROPRIATION OF
MONIES FROM COMMUNITY PRESERVATION FUND ANNUAL
REVENUES**

**ARTICLE 8: APPROPRIATE FUNDS FROM NETWORK TRANSPORTATION
RESERVE RECEIPT (NTRR) FUND**

ARTICLE 9: ACCEPTANCE OF REPORT

THE COMMONWEALTH OF MASSACHUSETTS

Town of Rehoboth

Bristol, ss

To any of the Constables of the Town of Rehoboth

Greetings:

In the name of the Commonwealth of Massachusetts you are required to notify and warn the inhabitants of the Town aforesaid who are qualified to vote in Elections and Town Affairs, therein, to meet at Francis Farm-Museum Building, on Saturday, May 14, 2022 and Sunday, May 15, 2022, at 1:00 p.m. to act on the following **Annual Town Meeting** articles:

CONSENT AGENDA ARTICLES

ARTICLE 1: ANNUAL TOWN SURPLUS EQUIPMENT AUCTION AUTHORIZATION

SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will vote to authorize the disposal of surplus Town equipment and materials from any Town departments by bid, auction or scrap pursuant to Massachusetts General Law Chapter 30B, or by donation or other disposition pursuant to applicable law, or take any other action relative thereto.

 Approved **Disapproved**

Finance Committee Recommends: Approval

Comments: It is the custom of the Town to dispose of surplus equipment, scrap materials and vehicles that have been deemed unusable at least once a year. This article, if approved, would authorize the Board of Selectmen to create a list of “surplus property” and allow the Board to dispose of items in a manner consistent with the language in the Article.

ARTICLE 2: AUTHORIZATION TO PAY BILLS OF A PRIOR YEAR

SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will vote to authorize the payment of bills from the previous year.

Vendor/Dept Name	Purpose	Amount
Dispatchers' Wages	FY21 Retro Pay	\$9,458.69
National Grid	Late Billing	\$761.07

 Approved

 Disapproved

Finance Committee Recommends: Approval

Source of Funds: Free Cash

Comments: Union contracts were negotiated after June 30, 2021. National Grid billed the Town for the Police Dept in late 2021 for usage in May and June of 2021 (FY21).

ARTICLE 3: SET SALARIES AND COMPENSATION OF ELECTED OFFICIALS
SUBMITTED BY: FINANCE COMMITTEE

To see if the Town will vote to fix the salary and compensation of the elected officials of the Town, as provided by the Massachusetts General Law c. 41, §108 for Fiscal Year 2023 as follows:

Board of Assessors (per person)	\$18,966
Board of Selectmen (per person)	\$ 2,500
Town Clerk	\$84,497
Town Moderator	\$ 200
Tree Warden	\$26,857

Or to take any other action relative thereto.

☐ **Approved** ☐ **Disapproved**

Finance Committee Recommends: Approval

Comments: These amounts are the same as were discussed in the FY23 budget review process by both the Board of Selectmen and Finance Committee.

ARTICLE 4: 340 ANAWAN STREET- NOTE PAYMENT
SUBMITTED BY: TOWN TREASURER

To see if the Town will vote to **Appropriate \$183,000 from Solar/Cannabis Revenue Funds** for the annual payment of principal and interest on the 340 Anawan Note for the 2021 purchase of 340 Anawan Street.

☐ **Approved** ☐ **Disapproved**

Finance Committee Recommends: Approval

Source of Funds: Solar Revenue and Cannabis Revenue Funds

Comments: In 2021 Town Meeting approved the purchase of 340 Anawan Street to become the new Town Hall. The source of funds approved for the purchase was the Solar/Cannabis Revenue Funds. This represents the first payment.

ARTICLE 5: BOARD OF HEALTH TRANSFER STATION OFFSET RECEIPTS
SUBMITTED BY: BOARD OF HEALTH

To see if the town will vote to reauthorize an “offset receipts” account for the Solid Waste Handling Facility and Recycling Area and its operation pursuant to M.G.L. c. 44, §53E. Fees collected for the use of the Solid Waste Handling Facility and Recycling Area will be deposited in this fund. The account shall be for the expenses and improvements incurred for the operation, maintenance, monitoring and / or compliance requirements of the Solid Waste Handling Facility and Recycling Area and the Fiscal Year 2023 expenditures shall be limited to \$158,000.00. All expenditures are to be authorized by the Board of Health, or take any other action relative thereto.

☐ **Approved** ☐ **Disapproved**

Finance Committee Recommends: Approval

Comments: The operation of the Transfer Station is estimated to cost \$158,000.00 in FY23 and will be funded by pay-as-you-throw fees.

ARTICLE 6: REAUTHORIZE REVOLVING ACCOUNTS EXPENDITURES
SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will vote to authorize the total expenditure limits for the following revolving funds pursuant to M.G.L. Chapter 44 Section 53E ½ for the fiscal year beginning July 1, 2023 to be expended in accordance with the bylaws heretofore approved.

Fund	Approved Total Expenditures
Parks Commission	\$15,000
Town Events Committee	\$50,000
Conservation Commission	\$75,000
Tree Warden	\$10,000
Palmer River Improvements and Herring Regulation	\$ 3,500
Agricultural Commission	\$ 7,500
Fire Department	\$50,000
Historical Commission	\$10,000
Hornbine School Association Committee	\$10,000
Building Department	\$150,000
Total	\$381,000

Or take any other action relative thereto.

___ **Approved** ___ **Disapproved**

Finance Committee Recommends: Approval

Comments: Approval of this article will reauthorize the available funds to be expended by the board, department, etc. up to the limit in the chart.

ARTICLE 7: COMMUNITY PRESERVATION BUDGET & APPROPRIATION OF MONIES FROM COMMUNITY PRESERVATION FUND ANNUAL REVENUES
SUBMITTED BY: COMMUNITY PRESERVATION COMMITTEE

To see if the Town will vote to act on the report of the Community Preservation Committee on the Fiscal Year 2023 Community Preservation Budget and to appropriate or reserve for later appropriation monies from the Community Preservation Fund Estimated Annual Revenues in the amount of \$212,469 for the administrative expenses of the Community Preservation Committee, the undertaking of Community Preservation projects and all other necessary and proper expenses for the year, or take any other action relative thereto.

The Community Preservation Committee recommends that the following amounts be appropriated or reserved from Fiscal Year 2023 Community Preservation Fund estimated annual revenues unless otherwise specified, for Fiscal Year 2023 Community Preservation purposes with each item considered a separate appropriation:

PROPOSED FISCAL YEAR 2023 COMMUNITY PRESERVATION BUDGET

PURPOSE:	AMOUNT:
Appropriations:	
Community Preservation Administrative Expenses	\$ 16,067
Reserves:	
Open Space	\$ 32,134
Historic Resources	\$ 32,134
Community Housing	\$ 32,134
Budgeted Reserves	\$100,000
Total FY 2023 Budget	\$ 212,469

___Approved ___Disapproved

**Community Preservation Committee
Recommends: Approval**

**ARTICLE 8: APPROPRIATE FUNDS FROM NETWORK TRANSPORTATION
RESERVE RECEIPT (NTRR) FUND**
SUBMITTED BY: HIGHWAY DEPARTMENT

To see if the Town will vote to appropriate and transfer \$351.00 from Network Transportation Reserve Receipt Fund to the Highway Road Program for the purpose of road improvements, or take any other action relative thereto.

___Approved ___Disapproved

**Finance Committee Recommends: Approval
Source of Funds: NTRR Fund**

Comments: Per-ride assessment distribution (from Uber and other similar ride share services) received annually from the Commonwealth must be deposited into the Reserve Fund and expenditures of the funds must be used to address the impact of transportation network services on municipal roads, bridges, and other transportation infrastructure.

ARTICLE 9: ACCEPTANCE OF REPORT
SUBMITTED BY: BOARD OF HEALTH

To see if the Town will vote to receive the report of the Board of Health, or take any other action relative thereto.

___Approved ___Disapproved

NON-CONSENT AGENDA ARTICLES

ARTICLE 10: PROPERTY SWAP BETWEEN TOWN OF REHOBOTH AND REHOBOTH HOUSING AUTHORITY

SUBMITTED BY: BOARD OF SELECTMEN AND REHOBOTH HOUSING AUTHORITY

(A) To see if the Town will vote to authorize the Board of Selectmen to declare available for disposition and convey the land with the buildings thereon located at 51/55 Bay State Road consisting of approximately 5.41 acres, more or less, as shown as parcel 39-97 on the Rehoboth Town Assessor Maps, a copy of which is on file in the Town Clerk's Office, to the Rehoboth Housing Authority from general municipal purposes for the purpose of conveying, selling or otherwise disposing of said parcel of land to the Rehoboth Housing Authority, for consideration of receiving land from the Rehoboth Housing Authority, and to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Rehoboth to affect said disposition,

(B) Authorize the Board of Selectmen to acquire from the Rehoboth Housing Authority, the land off Anawan Street consisting of approximately 6.08 acres, more or less, as shown as parcel 46-5 on the Rehoboth Town Assessor Maps, a copy of which is on file in the Town Clerk's Office, for general municipal purposes to be under the Board of Selectmen, and to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Rehoboth to affect said transfer, or take any other action relative thereto

 Approved **Disapproved**

Board of Selectmen Recommends: Approval

Rehoboth Housing Authority Recommends: Approval

Finance Committee Recommends: At Town Meeting

Comments:

Late last year the Housing Authority approached the Board of Selectmen with a proposal. Housing would like to acquire the property occupied by the former Council on Aging on Bay State Road, and the adjoining property containing the Anawan School, in exchange for a piece of property the Housing Authority currently owns on Anawan Street which also includes frontage on Route 44. Both properties are roughly the same acreage

As many of you are aware, the Board of Selectmen are faced with the prospect of demolishing the existing Anawan School after the building was condemned last summer. The land swap with Housing will transfer ownership of the building and land to the Housing Authority, allowing that agency to pursue opportunities which can save the building. The Town benefits by not needing to spend money to perform the demolition, and obtains 6 acres of land abutting existing property we already own on Anawan Street. We ask for your support on this critical article on the warrant, for the benefit of all in Rehoboth

Comments from the Rehoboth Housing Authority:

The Rehoboth Housing Authority, in cooperation with the Board of Selectmen, have put forth this article on the Town Warrant titled Article #10 Property Swap Between the Town of Rehoboth and Rehoboth Housing Authority. Both the Town of Rehoboth and our residents will benefit from this proposed property swap through such results as financial savings, historical preservation, and an opportunity for Senior Housing. We respectfully request your support for Article #10 on the Town Warrant to take care of our most vulnerable residents; our seniors.

Comments from the Rehoboth Historical Commission:

This article has the full support of the Rehoboth Historical Commission, in order to preserve the historical building once known as the Anawan School. This proposal will be ZERO cost to the town and to the taxpayers of Rehoboth. It is a win-win situation. The goal of the Rehoboth Historical Commission is to promote and encourage historic preservation. What better way to accomplish this, especially at no cost to the town or the taxpayers? Please vote YES on this article

**ARTICLE 11: FISCAL YEAR 2023 TOWN BUDGET RECOMMENDATIONS FROM
THE FINANCE COMMITTEE – ACCEPTANCE OF REPORT
SUBMITTED BY: FINANCE COMMITTEE**

To see if the Town will vote to receive the Report of the Finance Committee, and to raise and appropriate or transfer from available funds the sum of \$11,903,028 to defray the expenses of Town government and for the ensuing fiscal year and to make all appropriations therefore, or take any other action relative thereto.

 Approved **Disapproved**

Finance Committee Recommends: Approval
Source of Funds: Taxation \$11,802,548
Free Cash \$100,480

Comments: The Finance Committee has prepared a line-item budget which defrays the cost of Town related operations such as safety, inspection services, social services and cultural/recreational programs. This year's budget represents a 3.82% increase over FY22. The Finance Committee recommends an appropriation of \$11,903,028 for Fiscal Year 2023. Please refer to Appendix A for line-item detail. This appropriation will fund the town's budget in full.

**ARTICLE 12: FISCAL YEAR 2023 DIGHTON REHOBOTH REGIONAL
SCHOOL BUDGET RECOMMENDATIONS FROM THE FINANCE COMMITTEE –
ACCEPTANCE OF REPORT
SUBMITTED BY: FINANCE COMMITTEE**

To see if the Town will vote to receive the Report of the Finance Committee, and to raise and appropriate or transfer from available funds the sum of \$20,406,566 to pay the assessments of the Dighton/Rehoboth Regional School System, for the ensuing fiscal year and to make all appropriations therefore, or take any other action relative thereto.

 Approved **Disapproved**

Finance Committee Recommends: Approval
Source of Funds: Taxation \$20,342,884
Free Cash \$63,682

Comments: The Dighton Regional School Committee's operating and capital assessment to the Town of Rehoboth for FY23 is \$20,406,566 an increase of 3.1% over last year. This appropriation will fund Dighton Rehoboth Regional school assessment in full.

ARTICLE 13: FISCAL YEAR 2023 BRISTOL PLYMOUTH REGIONAL TECHNICAL HIGH SCHOOL BUDGET RECOMMENDATIONS FROM THE FINANCE COMMITTEE – ACCEPTANCE OF REPORT
SUBMITTED BY: FINANCE COMMITTEE

To see if the Town will vote to receive the Report of the Finance Committee, and to raise and appropriate or transfer from available funds the sum of \$1,196,994 to defray the expenses of Bristol Plymouth Regional Technical High School for the ensuing fiscal year and to make all appropriations therefore, or take any other action relative thereto.

___Approved ___Disapproved

Finance Committee Recommends: Approval
Source of Funds: Taxation \$1,196,994

Comments: The total FY23 Bristol Plymouth Regional Technical High School Assessment is \$1,196,994 and represents an increase of 5.9% due to increased required minimum contribution. This appropriation will fund Bristol Plymouth Regional Technical High School's voted school assessments in full. Rehoboth currently sends 73 students to Bristol Plymouth Regional Technical High School Assessment.

ARTICLE 14: FISCAL YEAR 2023 BRISTOL COUNTY AGRICULTURAL HIGH SCHOOL BUDGET RECOMMENDATIONS FROM THE FINANCE COMMITTEE – ACCEPTANCE OF REPORT
SUBMITTED BY: FINANCE COMMITTEE

To see if the Town will vote to receive the Report of the Finance Committee, and to raise and appropriate or transfer from available funds the sum of \$200,000 to defray the expenses for Bristol County Agricultural High School for the ensuing fiscal year and to make all appropriations therefore, or take any other action relative thereto.

___Approved ___Disapproved

Finance Committee Recommends: Approval
Source of Funds: Taxation \$200,000

Comments: The Bristol County Agricultural High School's estimated assessment for FY23 is \$200,000 an increase of 3.11% which includes a tuition and capital assessment. This appropriation should fund Bristol County Agricultural High School's anticipated assessments in full. Rehoboth currently has 18 students at Bristol County Agricultural High School'

ARTICLE 15: CPC FUNDS FROM THE UNDESIGNATED FUND FOR RELATED EXPENSES OF THE PURCHASE OF THE GREAR PROPERTY
SUBMITTED BY: COMMUNITY PRESERVATION COMMITTEE

To see if the Town will vote to approve the appropriation of \$20,000 for expenses of the purchase relating to the preservation, rehabilitation and restoration of the Grear property, Winthrop Street, Map 39 Lot 56, to include engineering, administrative, and filing costs for the development of the Conservation Restriction. Funds will be drawn from the Community Preservation Committee undesignated fund for fiscal year 2022.

 Approved **Disapproved**

CPC Recommends: Approval

Comments: For the related expenses of the Grear property, Winthrop Street, Map 39 Lot 56, to include engineering, administrative, and filing costs for the development of the Conservation Restriction.

ARTICLE 16: CPC FUNDS FROM THE UNDESIGNATED FUND FOR RELATED EXPENSES OF THE PURCHASE OF FRANCIS FARM
SUBMITTED BY: COMMUNITY PRESERVATION COMMITTEE

To see if the Town will vote to approve the appropriation of \$20,000 for expenses of the purchase relating to the preservation, rehabilitation and restoration of a portion of the Francis Farm property, 151 County Street Map 34. Lot 1, to include engineering, administrative and filing costs for the development of the Conservation Restriction. Funds will be drawn from the Community Preservation Committee undesignated fund for fiscal year 2022.

 Approved **Disapproved**

CPC Recommends: Approval

Comments: For the related expenses of the Francis Farm property, 151 County Street Map 34. Lot 1, to include engineering, administrative and filing costs for the development of the Conservation Restriction

ARTICLE 17: REPLENISH STABILIZATION FUND
SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will vote to raise and appropriate or transfer from available funds the amount of \$287,251 into the Town's stabilization fund.

 Approve **Disapprove**

Finance Committee Recommends: At Town Meeting
Source of Funds: At Town Meeting

Comments: At our last annual town meeting, the Town voted to appropriate \$287,251 to pay an additional assessment from the DRRSD, which it was ordered to pay by DESE. This article will replace those funds.

ARTICLE 18: FISCAL YEAR 2023 CAPITAL BUDGET-TOWN
SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purposes of funding FY23 Capital Improvement Plan as follows; or take any other action relative thereto.

<u>Item #</u>	<u>Item Description</u>	<u>Purchase Price</u>	<u>Requesting Dept</u>
1	Wood Chipper/Shredder	\$66,500	Forestry
2	One-Ton Pre-owned Utility Style Truck	\$40,000	Fire
3	Four (4) Police Cruisers	\$212,000	Police
	Total	\$318,500	

___Approve ___Disapprove Finance Committee Recommends: At Town Meeting
Source of Funds: At Town Meeting

Comments: Department managers will be present at Town Meeting to address any questions or concerns about their Capital Improvement request.

ARTICLE 19: FISCAL YEAR 2023 CAPITAL BUDGET-DRRSC
SUBMITTED BY: DIGHTON-REHOBOTH REGIONAL SCHOOL COMMITTEE

To see if the Town will vote to raise and appropriate or transfer from available funds up to \$225,000 for the purposes of reimbursing the actual cost, upon completion and inspection, up to the approved appropriation of the following FY23 Capital Improvement Plan Items as submitted by the Dighton Rehoboth Regional School District; or take any other action relative thereto.

<u>Item #</u>	<u>Item Description</u>	<u>Purchase Price</u>	<u>Requesting Dept</u>
1	Asbestos Tile Abatement	\$100,000	Beckwith Middle School
2	Air Handling Repair/Replacement; electrical services	\$125,000	Beckwith Middle School
	Total	\$225,000	

___Approve ___Disapprove Finance Committee Recommends: At Town Meeting
Source of Funds: At Town Meeting

Comments: School Department Chair will be present at Town Meeting to address any questions or concerns about their Capital Improvement request.

ARTICLE 20: CAPITAL STABILIZATION FUND: EDUCATION
SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will vote to establish a special purpose stabilization fund under MGL Chapter 40 Section 5B to reserve for expenditures related to (i) acquisition of tangible assets, including equipment for school buildings located within the Town of Rehoboth (ii) or the undertaking of capital projects that have a useful life of at least 5 years for school buildings located within the Town of Rehoboth, including building renovations, expansion, construction and land acquisitions related thereto; and (iv) the payment of debt service on capital purchases and projects related to school buildings located within the Town of Rehoboth for projects approved after the effective date of this article; and further to raise and appropriate or transfer from available funds \$2,000,000 to said stabilization fund; or to take any other action relative thereto

☐ **Approve** ☐ **Disapprove**

Finance Committee Recommends: At Town Meeting
Source of Funds: Raise and Appropriate

ARTICLE 21: STREET ACCEPTANCES: SKYLA WAY AND KAYLEE DRIVE
SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will vote to accept as Town public ways the following roadways:

Skyla Way: as laid out by the vote of the Board of Selectmen on April 11, 2022, and as shown on Assessor's Map 37, a copy of which was filed with the Town Clerk not later than seven days prior to this vote, and to authorize the Board of Selectmen to accept or take by eminent domain deeds or easements to use such public way for all purposes for which public ways are used in the Town of Rehoboth and further to acquire related drainage, utility and other related easements, as may be necessary.

Kaylee Drive: as laid out by the vote of the Board of Selectmen on April 11, 2022, and as shown on Assessor's Map 37, a copy of which was filed with the Town Clerk not later than seven days prior to this vote, and to authorize the Board of Selectmen to accept or take by eminent domain deeds or easements to use such public way for all purposes for which public ways are used in the Town of Rehoboth and further to acquire related drainage, utility and other related easements, as may be necessary.

Further to authorize the appropriation of \$1500 to pay for title and other expenses that may arise, or take any other action relative thereto.

☐ **Approved** ☐ **Disapproved**

Board of Selectmen Recommends: Approval
Finance Committee Recommends: At Town Meeting
Source of Funds: At Town Meeting

ARTICLE 22: AMEND WORDING FOR BUILDING DEPARTMENT REVOLVING ACCOUNT

SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will vote to amend CHAPTER A TOWN MEETINGS, OFFICERS, COMMITTEES AND ELECTIONS ARTICLE III – TOWN OFFICIALS - ELECTED, Section 2. Powers and Duties of Elected Officials, D. Duties of the Town Treasurer of the General Bylaws of the Town by amending an existing revolving fund under “E. Authorized Revolving Funds,” said fund being identified for use by the Building Department under Massachusetts General Laws Chapter 44, § 53E½ so that the amended fund will read as follows:

FUND	REVENUE SOURCE	AUTHORITY TO SPEND FUNDS	USE OF FUNDS	FISCAL YEARS
Building Department	That portion of Electrical, Gas and Plumbing Permit Fees attributable to the fees paid to inspectors	Building Commissioner	To allow payments of the inspection fees to be paid out to inspectors.	Fiscal Year 2023 and subsequent years

 Approve Disapprove **Finance Committee Recommends: At Town Meeting**

Comments: The purpose of this article is to adjust some wording in the structure of the revolving account to remove the mechanical inspections, which are performed by the building inspector and not contractors, as well as allow the permit fees to be properly apportioned between paying the inspectors for their inspections and the town's expenses via the general fund.

ARTICLE 23: 297 WINTHROP STREET PAYMENT IN LIEU OF TAXES SOLAR “PILOT” AGREEMENT

SUBMITTED BY: BOARD OF ASSESSORS

To see if the town will vote in accordance with G.L. Chapter 59, Section 38H to authorize the Board of Selectmen and the Board of Assessors to review, negotiate and enter into a “Payment in Lieu of Taxes” Agreement with Prosperity Partners Solar, LLC or its assigned, for a period of up to twenty (20) years, under which Prosperity Partners Solar, LLC or its assignee will pay the Town a sum of money per year relative to an approximately 7.97 acre portion of land located at 297 Winthrop Street, Rehoboth, MA related to the proposed construction and operation of a **Large Solar Array** installation with an expected nameplate capacity of approximately one point zero zero six five (1.0065) megawatts, or to take any other action relative thereto.

 Approved Disapproved **Finance Committee Recommends: At Town Meeting**

Comments: This agreement is the sixth solar project located in Town. Estimated annual revenue is \$14,292, which will be allocated to the public building improvement account.

ARTICLE 24: CREATION OF STABILIZATION FUND PURSUANT TO G.L. c.40, §, 5B
SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will: (1) vote to create a special purpose stabilization fund pursuant to G.L. c. 40, § 5B to reserve for expenditures related to the promotion, creation and preservation of affordable housing; and (2) to transfer or appropriate a sum of money into said fund being equal to the proceeds due to the Town in the matters of Town of Rehoboth v. 7 Samantha Lane Realty Trust, Britni Testa Trustee, et al., Land Court C.A. No. 18 MISC 000306 and Mass Housing v. Fiola, et al., Bristol Superior Court, C.A. No. 1873CV000945, or take any other action relative thereto.

___Approved ___Disapproved

Board of Selectmen Recommends: Approval
Finance Committee Recommends: Approval

Comments: In 2018, the Town was awarded funds in two cases involving a dispute over the sale of an affordable housing unit. The final orders in each case require that the proceeds be spent only for affordable housing purposes. This Article creates the necessary mechanism to earmark the funds for affordable housing purposes. No new taxes will be spent to fund this item.

ARTICLE 25: GENERAL BYLAWS AMENDMENT TO CHAPTER A – TOWN MEETINGS, OFFICERS, COMMITTEES AND ELECTIONS
SUBMITTED BY: TOWN CLERK

To see if the town will vote to amend the Town of Rehoboth General Bylaws – Chapter A – Town Meetings, Officers, Committees and Elections - Article I – Calling of Town Meetings – Section 1 by removing the word “three” before the word precincts at the end of the first paragraph and middle of the second paragraph. This change is required by law based on the population increases recorded in the 2020 Federal Census and the State requirement for Rehoboth to move from three to four precincts or take any other action relative thereto.

The amended language would read:

Current Bylaw Language: Section 1. Every Annual Town Meeting shall be called by a warrant directed to a constable, or other duly authorized person, by posting at least seven days before the day appointed for the meeting copies of the warrant therefor in the office of the Town Clerk and in not less than three other public places in each of the three precincts of the Town. (Amended/Effective 6/13/1973)

Every Special Town Meeting shall be called by a warrant directed to a constable, or other duly authorized person, by posting at least fourteen days before the day appointed for the meeting attested copies of the warrant therefor in the office of the Town Clerk and in not less than three other public places in each of the three precincts of the town. Copies of the warrant for every Town Meeting shall be available for distribution at every Town Meeting. The number of copies to be at the discretion of the Board of Selectmen.

Amended Bylaw Language: **Current Bylaw Language:** Section 1. Every Annual Town Meeting shall be called by a warrant directed to a constable, or other duly authorized person, by posting at least seven days before the day appointed for the meeting copies of the warrant therefor in the office of the Town Clerk and in not less than three other public places in each of the precincts of the Town. (Amended/Effective 6/13/1973)

Every Special Town Meeting shall be called by a warrant directed to a constable, or other duly

authorized person, by posting at least fourteen days before the day appointed for the meeting attested copies of the warrant therefor in the office of the Town Clerk and in not less than three other public places in each of the precincts of the town. Copies of the warrant for every Town Meeting shall be available for distribution at every Town Meeting. The number of copies to be at the discretion of the Board of Selectmen.

___Approved ___Disapproved

Town Clerk Recommends: Approval

Comments: Rehoboth is required by law to update its precinct lines, based on population, every 10-years after the Federal Census. Rehoboth's Reprecincting lines were approved by the Board of Selectmen and State Elections during the Fall of 2021. We received final approval of the Reprecincting lines from the State on October 27, 2021; the new precinct lines did not become effective until 12-31-2021 as per Massachusetts General Law (MGL)

**ARTICLE 26: GENERAL BYLAWS AMENDMENT TO CHAPTER A – TOWN
OFFICIALS ELECTED-CONSTABLE**
SUBMITTED BY: TOWN CLERK

To see if the town will vote to amend the Town of Rehoboth General Bylaws – Chapter A – Article III – Town Officials – Elected – “Constable” by adding a 4th Elected Constable due to the Town being required by the General Laws to increase from three to four Precincts on December 31, 2021. This change is required by law based on the population increases recorded in the 2020 Federal Census, or take any other action relative thereto.

The amended language would read:

Current Bylaw Language: Three constables, each for a term of three years to be elected each third year. (Amended/ Effective 8/19/1978)

Amended Bylaw Language: Four Constables, each for a term of three years. (Amended-8/19/1978 and 5/14/2022).

___Approved ___Disapproved

Town Clerk Recommends: Approval

Comments: The 4th Constable position will be placed on the April 4, 2023 Ballot for a three-year term.

ARTICLE 27: SPECIAL LEGISLATION -STORMWATER OFFICER
SUBMITTED BY: BOARD OF SELECTMEN

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court, in compliance with Clause (1), Section 8 of Article LXXXIX of the Amendments of the Massachusetts Constitution, that legislation be adopted precisely as set forth below, provided that the General Court may make clerical or editorial changes of form only to the bill, unless the Town Administrator approves amendments to the bill before enactment by the General Court. The Town Administrator is hereby authorized to approve amendments that shall be within the scope of the general public objectives of this petition, or take any other action relative thereto.

AN ACT PROVIDING FOR THE APPOINTMENT OF A STORMWATER OFFICER IN THE TOWN OF REHOBOTH.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any general or special law to the contrary, the office of Stormwater Officer for the Town of Rehoboth is hereby established as an appointed, rather than elected position. The Stormwater Officer shall have all the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred and imposed by law on Stormwater Officers. The Stormwater Officer shall be appointed by the Board of Selectmen of the town for a term not to exceed three years and may be removed by the Board of Selectmen of the town. The Board of Selectmen may establish an employment contract with the Stormwater Officer for salary, fringe benefits and other conditions of employment, including, but not limited to, severance pay, reimbursement for expense incurred in the performance of the duties of office, liability insurance, conditions of discipline, termination dismissal, reappointment, performance standards and leave. A vacancy in such office shall be filled in a like manner for the unexpired portion of the term.

SECTION 2. Notwithstanding the provisions of section 1, the previous elected Stormwater Officer upon the effective date of this act shall continue to hold said office and to perform the duties thereof until the expiration of the term and the appointment and qualification of a Stormwater Officer or a precedent vacating of office.

SECTION 3. This act shall take effect upon its passage.

Comments: This article authorizes the Board of Selectmen to request the General Court approve special legislation, which, if approved, would convert the Stormwater Officer's positions from elected to appointed, professionalizing the position and to be more consistent with generally accepted governmental operations.

 Approved **Disapproved** **Board of Selectmen Recommend: Approval**

ARTICLE 28: AMEND SECTION 3.2 OF THE TOWN OF REHOBOTH ZONING BYLAWS AND THE TOWN OF REHOBOTH'S ZONING MAP AS IT PERTAINS TO A REAR PORTION OF THE PROPERTIES LOCATED AT 181R AND 177 WINTHROP STREET, REHOBOTH, MASSACHUSETTS MORE SPECIFICALLY DESIGNATED AS ASSESSOR'S PLAT 46, LOTS 96A AND 97 (COLLECTIVELY, THE "PROPERTIES").
SUBMITTED BY: PLANNING BOARD

To see if the Town will vote to amend Section 3.2 of the Town of Rehoboth Zoning Bylaw and the Town of Rehoboth's Zoning Map as follows:

Section 3.2 of the Town of Rehoboth Zoning Bylaws governs the Town of Rehoboth Zoning Map. The Zoning Map of the Town of Rehoboth is the map reflecting the official zoning districts of the Town of Rehoboth. Assessor's Plat 46, Lot 97 is a 3.25-acre parcel located at 181R Winthrop Street and Assessor's Plat 46, Lot 96A is a 3.04-acre parcel located at 177 Winthrop Street (the "Properties").

Currently, the rear portion of the Properties have a zoning designation of Residence/Agricultural. The front portion of the Properties are three hundred (300) feet southerly from Winthrop Street reflected on the official zoning map and have a zoning designation of General Business. The change would be to zone the entirety of the Properties as Business.

 Approved **Disapproved** **Planning Board Recommends: Approval**

Comments: This proposes to amend Section 3.2 of the Town of Rehoboth Zoning Bylaw and the Town of Rehoboth's Zoning Map to rezone the entirety of the Properties from an RA zone to a Business zoning designation.

**ARTICLE 29: TO AMEND TOWN OF REHOBOTH GENERAL BYLAWS-CHAPTER A-
ARTICLE IV TOWN OFFICIALS – APPOINTED**
SUBMITTED BY: FIRE DEPARTMENT

A. To see if the town will vote to amend the Town of Rehoboth General Bylaws Chapter A-Article IV-Section 1:

S-Rehoboth Emergency Management Agency Director *to be appointed by the Fire Chief*

T. Rehoboth Emergency Management Agency Deputy Director *to be appointed by the Fire Chief*

B. To see if the Town of Rehoboth will vote to **add the following provision as Section 11 of Article IV of Chapter A to the bylaws:**

The Town of Rehoboth Emergency Management Agency (REMA) shall be under the control of the Fire Chief. The Fire Chief may appoint a designee as the REMA Director who must hold the rank of Captain or higher. The appointment will be for a term of one year. All REMA activities, expenditures, equipment and vehicles will be under the control of the REMA Director and overseen by the Fire Chief. The REMA Director will work closely with the Massachusetts Emergency Management Agency and the Federal Emergency Management Agency to ensure compliance with all applicable State and Federal laws. The Director will manage the application and expenditure of grants under the supervision of the Fire Chief. The annual REMA budget will be prepared and submitted by the Director. The Director will be compensated annually under the approved annual REMA budget in accordance with contractual terms as negotiated with the Board of Selectmen. The Director will be held accountable by the Rules and Regulations of the Rehoboth Fire Department and may be removed for cause after a hearing. Or take any other action relative thereto.

 Approved Disapproved

Fire Chief Recommends: Approval

**ARTICLE 30: REMOVE ARTICLE Va-RESCUE DEPARTMENT FROM TOWN OF
REHOBOTH BYLAWS**
SUBMITTED BY: FIRE DEPARTMENT

To see if the Town will vote to **delete, in its entirety, Article Va of Chapter B of the General Bylaws relating to a Rescue Department.** Or take any other action relative thereto.

Current Bylaw:

ARTICLE Va-RESCUE DEPARTMENT (Added/Effective 08/01/2001) The Town of Rehoboth hereby establishes a Rescue Department, adopting the existing Rescue Squad, to be under the control of an officer to be known as the Rescue Chief, as a division of the Rehoboth Emergency Management Agency (REMA). The Chief shall be appointed by the REMA Director and shall be a member of REMA. He may be removed for cause by the REMA Director at any time after a hearing. He shall have charge of rescue operations in the town and the protection of life and property in case of rescue.

He shall coordinate all required rescue activities with the activities of the Rehoboth Fire, Police and Rehoboth Ambulance Committee, Inc. He shall work cooperatively with all other public safety agencies of the town in accordance with all federal, state, regional and local laws and regulations established in accordance with applicable law. He shall purchase, subject to the approval of the Selectmen and REMA Director, and keep in repair all property and apparatus used for and by the rescue department. He shall have and exercise all powers and discharge all the duties conferred or imposed by statute. He shall appoint, subject to the approval of the REMA Director, an assistant chief and other such officers and rescue personnel, as he may think necessary, and may remove the same at any time for cause and after a hearing, subject to the approval of the REMA Director. He shall exercise authority over the administration of the rescue department, shall make all rules and regulation for its operation, subject to the approval of the Selectmen and the REMA Director, shall report to the Selectmen and the REMA Director from time to time as they may require, and shall annually report to the town the condition of the rescue department with his recommendations thereon. In the expenditure of money, the Chief shall be subject to such further limitations as the town may from time to time prescribe. The appointment of the Chief of the Department will be for a period of one year

___Approved ___Disapproved

Fire Chief Recommends: Approval

ARTICLE 31: TRANSFER CARE, CUSTODY AND CONTROL TO TOWN OF REHOBOTH CONSERVATION COMMISSION
SUBMITTED BY: CONSERVATION COMMISSION

To see if the Town will vote to authorize the Selectmen to transfer the care, custody and control of the following parcels to the Town of Rehoboth Conservation Commission, such parcels to be held for conservation purposes. Or take any other action relative thereto

- A. 48 Danforth Street, Town of Rehoboth, Bristol County, Commonwealth of Massachusetts Northern Bristol County Registry of Deeds, Book 25176, Page 296 Assessor's Map 44, lot 29
- B. The Munroe Conservation Area off Plain Street, Town of Rehoboth, Bristol County, Commonwealth of Massachusetts Northern Bristol County Registry of Deeds, Book 22770, Page 346 Assessor's Map 22, lot 64
- C. The Miller Bird Sanctuary off Lake Street, Town of Rehoboth, Bristol County, Commonwealth of Massachusetts Northern Bristol County Registry of Deeds, Book 1603, Page 21 Assessor's Map 26, lot 28
- D. 30 Meadowlark Drive, Town of Rehoboth, Bristol County, Commonwealth of Massachusetts Northern Bristol County Registry of Deeds, Book 17614, Page 330 Assessor's Map 2, lot 48
- E. On Barney Avenue bordering the westbound lane of Interstate 195, Town of Rehoboth, Bristol County, Commonwealth of Massachusetts Northern Bristol County Registry of Deeds, Book 8131, Page 110 Assessor's Map 1, lot 15
- F. Grear Farm located on Winthrop Street, Town of Rehoboth, Bristol County, Commonwealth of Massachusetts Northern Bristol County Registry of Deeds, Book 27791, Page 123 Assessor's Map 39, lot 56

___Approved ___Disapproved

Conservation Commission Recommends: Approval
Finance Committee Recommends: At Town Meeting

Comments: The six parcels in this article were either donated to the town for conservation purposes or bought by the town with Community Preservation Act funds for open space use such as hiking, nature study or in one case possible continued agricultural use. Putting control in the Commission's name offers more protection for the parcels plus gives the commission more oversight control of how the parcels is used. Over the past several years the commission has increased acreage of our public lands by many hundreds of acres of woodlands, fields, wetlands, and some waterways all available for the citizen's use. In the coming years we will be building trails including trails for the disabled, something that does not exist now, doing wildlife management, and other passive uses of our acquired open spaces.

Allowing title to be in the Commission's name makes applying for grants, working with volunteers, hiring contractors, if necessary, that much easier. The parcels are jewels that will help keep the rural nature that many have come to treasure. Adding another layer of protection will ensure these will stay open for generations to come.

ARTICLE 32: GENERAL BYLAWS AMENDMENT TO CHAPTER B – PROTECTION OF PERSONS & PROPERTY-SECTION 36-SCENIC ROADS
SUBMITTED BY: HISTORICAL COMMISSION

To see if the town will vote to amend the Town of Rehoboth General Bylaws-Chapter B-Protection of Persons & Property-Section 36-Scenic Roads as follows:

Introduction to bylaw before (1) Procedures:

Scenic Road Bylaws are an effective, although limited, method of maintaining the rural character of scenic roads. A Scenic Road designation provides limited protection from actions resulting from the repair, maintenance, reconstruction, or paving of the road that would involve the cutting or removal of trees or the tearing down, destruction or alteration of stone walls, or portions of stone walls, within the public right of way. On a Scenic Road, such actions are subject to a public hearing and approval by the planning Board before they could proceed.

Placed directly after (4) Reporting:

(5) Enforcement

- This bylaw shall be administered and enforced by the Planning Board, the Building Commissioner, the Tree Warden, the Director of the Department of Public Works or others designated by the Town Administrator. Enforcing officials may issue a citation for the violation of this bylaw and shall take appropriate action in the name of the Town of Rehoboth to prevent, correct, restrain or abate such violations.
- Failure to file with the Planning Board for permission to cut or remove trees or for destruction of any portion of a stone wall within the layout of any scenic road will require an immediate filing as detailed above and the applicant shall be required to restore the features if required by the Planning Board.
- Any violation of this bylaw, M.G.L. Chapter 40, Section 15C, or a Planning Board decision issued under this Bylaw or M.G.L. Chapter 40, Section 15C, shall be punishable by a fine of two hundred fifty dollars per violation; any such violation may also be enforced through non-criminal disposition in accordance with this bylaw and general bylaws Chapter 17, Section 4c, as well as G.L. c. 40, §21D.

___Approved ___Disapproved

Historical Commission Recommends: Approval

Comments: Additional paragraph added to the Scenic Bylaw for clarification as to the importance of the Bylaw. Currently, the only enforcement is a \$20 fine and we need to dissuade from non-compliance actions.

**ARTICLE 33: GENERAL BY-LAWS AMENDMENT TO CHAPTER N –
AUTHORIZATION OF PENALTIES FOR VIOLATION OF WETLANDS PROTECTION
REGULATIONS**
SUBMITTED BY: CONSERVATION COMMISSION

To see if the town will vote to amend the Town of Rehoboth General By-Laws, Chapter N “Wetland Protection By-Law” by adding the following new Section IV: IV. PENALTIES

- A. These provisions shall supplement the Commission’s enforcement authority under the Wetlands Protection Act and Rivers Protection Act.
- B. The penalty for violation of the Wetlands Protection Act, the Rivers Protection Act, Wetlands Protection Act Regulations, Rivers Protection Act Regulations and this By- Law shall be as follows:
 - 1) for the first violation, fifty dollars;
 - 2) for the second violation, one hundred dollars;
 - 3) for the third and subsequent violations, three hundred dollars;
 - 4) each day in which the violation continues, shall constitute a separate and subsequent violation under this By-Law subject to a daily penalty of like amount, at the discretion of the Commission;
- C. Fines may be imposed by the Commission or its agent via non-criminal disposition under G.L. c. 40, §21D.
- D. Pursuant to an applicable enforcement order, restoration and/or replication must be achieved per the recommendations of the Conservation Commission with no exceptions. Upon such, the Conservation Commission may, at its sole discretion waive some or all assessed penalties. At the discretion of the Commission, a Notice of Intent may be required in order to implement restoration or replication.
- E. The authority to issue fines is not the Commission’s exclusive remedy and, at the Commission’s discretion, it may be authorized to seek injunctive relief in any court of competent jurisdiction. In the event of ongoing enforcement, the Commission may, as appropriate, deny any and all permit requests to any applicant, or entity related thereto, for that site.

___Approved ___Disapproved

Conservation Commission Recommends: Approval

Comments: This article is a Bylaw for the enforcement of the Massachusetts Wetlands Protection Act and the Rivers Protection Act. Most people don't realize when they are in violation of either act, when the violation is brought to their attention, they are apologetic and more than willing to fix the violation. This enforcement article is not geared towards them. The article is to address the issue of the few violators who refuse to remediate the violation or choose to completely ignore the

Commission. By passing this bylaw we will be able to issue civil penalties to those few who choose not to comply with requirements

ARTICLE 34: ACCEPTANCE OF CLAUSE TWENTY-SECOND H-BRAVE ACT
SUBMITTED BY: VETERANS DIRECTOR

To see if the Town will vote to accept Clause Twenty-Second H of Section 5 of Chapter 59 of the General laws to exempt the full amount of the taxable valuation of real property of the surviving parents or guardians of soldiers and sailors, members of the National Guard and veterans who: (i) during active duty service, suffered an injury or illness documented by the United States Department of Veterans Affairs or a branch of the armed forces that was a proximate cause of their death; or (ii) are missing in action with a presumptive finding of death as a result of active duty service as members of the armed forces of the United States; provided, however, that the real estate shall be occupied by the surviving parents or guardians as the surviving parents' or guardians' domicile; and provided further, that the surviving parents or guardians shall have been domiciled in the commonwealth for the 5 consecutive years immediately before the date of filing for an exemption pursuant to this clause or the soldier or sailor, member of the National Guard or veteran was domiciled in the commonwealth for not less than 6 months before entering service.

Surviving parents or guardians eligible for an exemption pursuant to this clause shall be eligible regardless of when the soldier, sailor, member of the National Guard or veteran died or became missing in action with a presumptive finding of death; provided, however, that the exemption shall only apply to tax years beginning on or after January 1, 2019. Such exemption shall be available until such time as the surviving parents or guardians are deceased. No real estate shall be so exempt which has been conveyed to the surviving parents or guardians to evade taxation. This clause shall take effect upon its acceptance by any city or town. Or take any other action relative thereto.

___Approved ___Disapproved

Director of Veteran's Services Recommends: Approval
Finance Committee Recommends: At Town Meeting

ARTICLE 35: ADOPTION OF CEMETERY LAND DEVELOPERS-BURIAL GROUND
BYLAWS
SUBMITTED BY: CEMETERY COMMISSION

To see if the Town will vote to amend its General Bylaws **by adding the following two Sections to Article II of Chapter C of the General Bylaws:**

Section 3. Notification by Land Developers (property owners, contractors, excavators, et al) of Burial Ground Discovery: Land developers are required to notify the Cemetery Commission immediately of any and all credible evidence of historic burials/cemeteries (gravestones, field stones, walls, paths) upon visual inspection of ground surface, and/or subsurface ground excavation (manual or mechanical). In the event human remains are uncovered, all excavation must cease immediately (temporarily) , along with any other requirements as may be imposed by state law.

Section 4. Land Development Adjacent to Historic Burial Grounds: As may be evidenced by deeds, site surveys, and visual evidence, property owners are required to maintain a 25-foot perimeter (buffer zone) around historic burial grounds/cemeteries. Within such buffer zone, excavating a ground depth of more than 24 inches and construction of any kind within the designated is prohibited without prior authorization of the Cemetery Commission.

or take any other action relative thereto.

___Approved ___Disapproved

Cemetery Commission Recommends: Approval

Comments: The proposed by-laws are designed to enhance communication between the Rehoboth Cemetery Commission and land developers to assure proper preservation of historic burial grounds and prevent desecration of human grave sites. These DO NOT prevent property owners from excavation, development, or building. Instead, these encourage notification so that proper steps and state regulations may be followed.

**ARTICLE 36: TO APPROVE CHANGES TO ARTICLE 4.5 GROUNDWATER
PROTECTION DISTRICT OF THE ZONING BYLAWS**
SUBMITTED BY: PLANNING BOARD

To see if the Town will vote to amend Section 4.5 Groundwater Protection District of the Town of Rehoboth Zoning Bylaw by **replacing the current Zoning Bylaw** (Pages 18-27) **with the following:**

4.5 Groundwater Protection District (effective 4/17/90)

1. Preamble; Purpose of District

1.1 Preamble

- a. All residents of the Town of Rehoboth are dependent directly or indirectly on public or private groundwater wells.
- b. With few exceptions, each producing well has penetrated a bedrock aquifer that is the principal aquifer for the entire Town
- c. The bedrock aquifer is recharged by local and regional catchment or watershed areas.
- d. The Town's Groundwater Protection District is the protected recharge area for the Town's aquifer; as such, its boundaries are prescribed by the catchment areas of the Palmer River watershed and adjacent watersheds within the Town boundaries.

1.2 The purpose of the Groundwater Protection District is to:

- a. To promote the health, safety, and general welfare of the entire community;
- b. To protect, preserve, and maintain the existing and potential water supply, aquifers and groundwater recharge areas within the Town;
- c. To preserve and protect present and potential sources of water supply for the public health and safety; given that almost all of the Town's households and businesses are now and will be in the future dependent upon individual wells and septic systems;
- d. To conserve the natural resources of the entire Town; and
- e. To prevent the pollution of the environment.

2. Definitions:

- a. Aquifer – A geologic formation, including bedrock aquifers which are the principal aquifers for the entire Town, that stores and/or transmits water, such as, by example and not limitation, to wells and springs.
- b. Bedrock aquifer – An aquifer composed of consolidated material such as limestone, dolomite, sandstone, siltstone, shale, or fractured crystalline rock.
- c. Overburden Aquifer – An aquifer composed of unconsolidated material (such as clay, sand, gravel, and boulders) whose particles are not cemented together.
- d. Groundwater – The water found underground in the pores, cracks, and spaces in soil, sand, and rock.
- e. Recharge – Water added to a groundwater aquifer
- f. Recharge Zone – The area over which water is added to an Aquifer.
- g. Baseflow – Streamflow coming from groundwater seepage into a stream or river
- h. Water well – A bored, drilled, or driven shaft, or a dug hole whose depth is greater than the largest surface dimension, whose purpose is to reach underground water supplies to inject, extract, or monitor water.
- i. Watershed – any surface area from which runoff resulting from rainfall or snowfall is collected and drained through a common point or feature
- j. Impervious Surface – Material covering the ground, including, but not limited to, macadam, concrete, pavement and buildings, that does not allow surface water to penetrate into the soil.
- k. Leachable Wastes – Waste materials, including, but not limited to solid wastes, sewage, sludge, and agricultural wastes that are capable of releasing pollutants to the surrounding environment.
- l. Hazardous Waste – A waste, or combination of wastes, which, because of its quantity, concentration, or physical, chemical, or infectious characteristics, may cause or significantly contribute to an increase in serious irreversible or incapacitating reversible illness or pose a substantial present or potential hazard to human health, safety, or welfare, or to the environment when improperly treated, stored, transported, used, or disposed of, or otherwise managed.
- m. Mining of Land – The removal or relocation of geologic materials, such as topsoil, sand and gravel, metallic ores, or bedrock.
- n. Pollutant – Any element or property of sewage, agricultural, industrial or commercial waste, runoff, leachate, heated effluent, or other matter, which is or may be discharged, drained or otherwise introduced into any surface of subsurface disposal or conveyance system, or water of the Commonwealth.
- o. Process Liquids – Liquids used in cooling, cleaning or in manufacturing processes which contact raw materials, products, wastes, or machinery and which, because of that contact, may contain pollutants as defined in subsection 2.i above.
- p. Radioactive Materials – Any of the materials which have a concentration that exceeds the limits set forth in Appendix B, Table II, of 10 CFR Part 20 (Standards for Protection Against Radiation) or any other applicable provisions of federal or state law or regulation.
- q. Solid Wastes – Useless, unwanted, or discarded solid material with insufficient liquid content to be free flowing. This includes, but is not limited to, rubbish, combustion residues, garbage, scrap materials, junk, fill material, demolition debris, construction wastes, and refuse.

- r. Toxic or Hazardous Materials – Any substance or mixture of such physical, chemical, or infectious characteristics as to pose a significant actual or potential hazard to water supplies, environmental quality, or human health if such substance or mixture were discharged to land or waters of this town. Toxic or hazardous material include, without limitation, petroleum products, (provided however that Liquefied Petroleum Gas shall be deemed not to be a toxic or hazardous material or a petroleum product for the purposes of Article 4.5 entitled “Groundwater Protection District”), heavy metals, radioactive materials, pathogenic or infectious wastes, solvents, thinners, and other materials which are listed as toxic, hazardous, or a priority pollutant by the United States Environmental Protection Agency under any of the following laws: (1) Toxic Substances Control Act 15 United States Congress (U.S.C.), s.2601 seq.; (2) Federal Insecticide, Fungicide, and Rodenticide Act 7 U.S.C. s.136 et seq.; (3) Resource Conservation and Recovery Act of 1976 42 U.S.C. s.6901 et seq.; (4) Comprehensive Environmental Response, Compensation, and Liability Act of 1982 42 U.S.C. s.9601 et seq.; and (5) Federal Water Pollution Control Act 33 U.S.C. s 1251 et seq. (amended 7/24/95)
 - s. Disposal – The deposit, injection, dumping, spilling, leaking, incineration of, or placing of any hazardous material into or on any land or water so that such hazardous material or any constituent thereof may enter the environment or be emitted into the air or discharged into any waters, including groundwater.
 - t. Non-Conforming Use – Any use that does not conform to the intent of this bylaw whether specified or inferred herein.
3. Scope of Authority – The Groundwater Protection District is an overlay district superimposed on all zoning districts. This overlay district shall apply to all new construction, reconstruction, or expansion of existing buildings and new or expanded uses unless otherwise specified herein.
4. Delineation of Groundwater Protection District –The Groundwater Protection District is hereby defined as an overlay district within the Town of Rehoboth. The boundaries of the Groundwater Protection District are identical to the boundaries of the Town such that all the land in the Town is included in the Groundwater Protection District. This will ensure that all existing and potential water supply, aquifers and groundwater recharge areas within the Town will be protected.
5. Use Regulations – All uses currently permitted under the Rehoboth Zoning Bylaws are permitted in the Groundwater Protection District subject to the provisions of this Article. Uses not permitted in the underlying zoning district overlaid by the Groundwater Protection District shall not be permitted in the Groundwater Protection District.

Notwithstanding any other provision herein, and subject to Article 6.1, a nonconforming use within the Groundwater Protection District may be continued and maintained so long as it remains otherwise lawful. No such use shall be enlarged, altered, extended, or operated in any way, which increases its threat to groundwater quality or otherwise contravenes the purpose and intent of this Article. (amended 4/24/95) In the event that a nonconforming use has ceased for a consecutive period of two (2) years, such nonconforming use may not be resumed. (amended 4/24/95)

Within the Groundwater Protection District these regulations shall apply:

- a. All uses currently permitted by right or by special permit in the underlying Zoning District are permitted in the Groundwater Protection District subject to the provisions of this Article.
- b. The following uses and/or activities are permitted by right and/or exempt within the Groundwater Protection District, provided that all necessary permits, orders, or approvals required by local, state, or federal law are also obtained:
 1. Conservation of soil, water, plants, and wildlife;
 2. Outdoor recreation, nature study, boating, fishing, and hunting where otherwise legally permitted;
 3. Foot, bicycle, and/or horse paths and bridges;
 4. Normal operation and maintenance of existing water bodies and dams, splash boards, and other water control, supply, and conservation devices;
 5. Farming, gardening, domestic landscaping, nursery, golf courses, conservation, forestry, harvesting, or grazing.
 6. Any use and/or activity not requiring a special permit as set forth in subsection c below.
- c. The following uses and/or activities, except those lawfully maintained pre-existing uses and/or activities, require a special permit as set forth in Section 6 below within the Groundwater Protection District:
 1. Solid waste disposal facilities, including, without limitation, landfill, junk yards, and salvage yards that require a site assignment from the Board of Health under Massachusetts General Laws Chapter 111, Section 150A, (the landfill assignment law), and regulations adopted by the Department of Environmental Quality Engineering, 310 Code of Massachusetts Regulations CMR 19.00;
 2. Manufacture, use, storage, or disposal of toxic or hazardous materials, excluding normal household activities;
 3. Storage or disposal of hazardous waste, including, without limitation, chemical wastes, radioactive wastes, and waste oil other than in the course of normal household activities;
 4. Industrial uses which discharge process liquids on-site;
 5. Disposal of liquid or leachable wastes, except by individual on-site domestic sewage disposal systems serving one or two-family residences or serving business, industrial, or institutional uses discharging not more than 1,000 gallons per day per 60,000 square feet of lot area in compliance with Title V of the State Environmental Code;
 6. Permanent removal or regrading of the existing soil cover resulting in a finished grade at a level less than five (5) feet above the high groundwater level as determined by a licensed Soil Evaluator and demonstrated to the satisfaction of the Board of Health; (amended 7/24/95)

The following shall be exempt from the above subsection, c.6, and therefore are allowed as of right:

- i. agricultural tillage, maintenance and improvements allowed by the General Laws and CMR's of the Commonwealth of MA;
- ii. swimming pools;
- iii. foundations for residential or business or industrial structures;
- iv. below original grade spaces underneath residential or business structures which have a cement floor, the bottom of which is at least eighteen inches above the high groundwater level as determined by a licensed Soil Evaluator and demonstrated to the satisfaction of the Board of Health;
- v. wells;
- vi. septic tanks;
- vii. non-leaching drainage structures;
- viii. regrading of existing roads and existing driveways, construction and regrading of new public ways, new subdivision roads, and new driveways, so long as the resulting grade is no lower than before the regrading or construction;
- ix. regrading of existing lawns and gardens, so long as the existing soil cover is not disturbed to a depth of more than six (6) inches and so long as the resulting grade is no lower than before the regrading.

7. Mining of land, except as incidental to a permitted use.
8. The application of agricultural chemicals, including, but not limited to, pesticides, herbicides, fertilizers and soil amendments for non-domestic or nonagricultural uses provided that all necessary precautions shall be taken to prevent any adverse impact on the Groundwater Protection District and the interests to be protected thereunder. Such precautions include, but are not limited to, erosion control techniques, the control of runoff water and the prevention of volatilization, lateral displacement or deposition of agricultural chemicals; and
9. Those businesses, be it commercial or industrial and any institutional activities permitted in the underlying district, subject to review and approval of a detailed site plan which provides adequate protection against adverse impacts on the Groundwater Protection District and the interests to be protected thereunder.
10. Construction of dams or other water control devices, including the temporary alteration of the water level for emergency or maintenance purposes and periodic cleaning upon demonstration that said dams or other water control devices will not adversely affect the quantity or quality of water available in the Groundwater Protection District.
11. Ponds, pools, or other changes in water bodies or courses, created for swimming, fishing, or other recreational uses, agricultural uses, or drainage improvements upon demonstration that they will not adversely affect the quantity or quality of water available in the Groundwater Protection District.
12. Storage of petroleum or petroleum products, (excluding, Liquefied Petroleum Gas), including, without limitation, gasoline, waste oil, heating oils, diesel fuels, and any other liquid hydrocarbons, except storage within residential buildings (and buildings accessory there to) in the course of normal household activities

and except for replacement or upgrading of existing storage vessels without increasing capacity provided there is compliance with all local, state, and federal laws.

13. Storage of road salt or other de-icing chemicals except for quantities equal to or lessor than for normal individual household use;

6. Procedures of Issuance of Special Permit

- a. Special Permit Granting Authority – The Special Permit Granting Authority under this Groundwater Protection District bylaw shall be the Planning Board. Such special permit shall only be granted if the Planning Board determines that the intent of this bylaw as each of its specific criteria are fully met. In making such determination, the Planning Board shall give consideration to the demonstrated reliability and feasibility of the use and pollution control measures proposed and the degree of threat to water quantity and quality which would result if the control measures perform at less than design efficiency. The Planning Board may impose such conditions, safeguards, and limitations, as it deems appropriate. The Planning board shall document the basis for any departures from the recommendations of the other town boards or agencies in its decision.
- b. Rules and Regulations – The Special Permit Granting Authority (Planning Board) may adopt, and from time to time amend, Rules and Regulations consistent with the provisions of Chapter 40A; which, at a minimum, should include regulations as to filing fees, application contents and when and how waivers of those provisions may be sought Failure of the Board to promulgate such rules and regulations, or a legal declaration of their invalidity by a court, shall not act to suspend or invalidate the effect of this Article.
- c. Application Fee – An application Will be set by the Special Permit Granting Authority.
- d. Technical Assistance
 1. To assist its review of applications for special permits, the Planning Board may engage a professional geologist, hydrologist, soil scientist, or licensed Massachusetts engineer experienced in groundwater evaluation or hydrogeology to review the application for completeness and accuracy and shall charge the applicant for the cost of such review. The Planning Board may retain a professional geologist, hydrologist, soil scientist, or licensed Massachusetts engineer hereunder only for reviewing the applicant's projections of the impact of the proposed activity on the purposes of the district described in subsection 4.5, verifying information contained in the application, and verifying the inclusion of the subject land within the Groundwater Protection District.
 2. If an application submitted to the Planning Board does not contain adequate data, including field and laboratory measurement results and fully documented calculations, performed or certified by a professional geologist, hydrologist, soil scientist, or licensed Massachusetts engineer experienced in groundwater

evaluation or water supply information submitted in support of the application and inclusion of the subject land, whichever is proposed, the Planning Board may engage a professional geologist, hydrologist, soil scientist, or licensed Massachusetts engineer experienced in groundwater evaluation or hydrogeology to perform analyses and prepare data necessary to provide information required by subsection 6.D.3 of article 4.5 and shall charge the applicant for the cost of providing such information. The Planning Board shall engage such professional geologist, hydrologist, soil scientist, or licensed Massachusetts engineer experienced in groundwater evaluation or hydrogeology, only if the application is not in compliance with said subsection 6.D.3, and not until the Planning board provides the applicant an opportunity to supplement the application with information prepared by a professional geologist, hydrologist, soil scientist, or licensed Massachusetts engineer experienced in groundwater evaluation or hydrogeology or is notified by the applicant that the applicant will not supplement the information. The cost of such service will be borne solely by the applicant.

- e. Review by other Town Board or Agencies – Upon receipt of the special permit application, the Planning Board Shall transmit forthwith a copy of the application and plan to the Board of Health, Conservation Commission, Town Planner, Rehoboth Water Commission, and such other boards, departments, or committees as it may deem necessary or appropriate for their written reports. Any such board or agency to which petitions are referred shall make recommendations or submit such reports as they deem appropriate and shall send a copy thereof to the Planning Board and the applicant within thirty-five (35) days of receipt of the application by such board or agency. Failure of such board or agency to make a written recommendation or submit a written report within thirty-five (35) days of receipt of the application shall be deemed a lack of opposition. (amended 4/9/07)
- f. Public Hearing and Decision – The Planning Board shall hold a public hearing no later than sixty-five (65) days after the filing and may continue a public hearing under this section. The Planning Board shall render a decision within ninety (90) days following the closure of the public hearing. Failure by the Planning Board to take final action upon an application for a special permit within said (90) days shall be deemed to be a grant of the permit applied for. The Planning Board shall make detailed record of its proceedings, a copy of which shall be filed within fourteen (14) days of such proceedings, in the office of the Town Clerk. Notice of such decision shall be mailed forthwith to the applicant, to the parties in interest designated by law, and to every person present at the hearing who requested that notice be sent to him and stated the address to which the notice was to be sent. Said notice shall specify that appeals, if any, shall be made pursuant to Massachusetts General Laws, Chapter 40A, Section 17, and shall be filed within twenty (20) days after the date of filing of such notice in the office of the Town Clerk
- g. Special Permit Approval Criteria – After notice and public hearing, and after due consideration of the reports and recommendations of the other town boards or agencies, the Planning Board may grant such a special permit provided that it finds that the proposed use:

1. Will not cause the groundwater quality to fall below the standards established in 314 CMR 6.00, Massachusetts Groundwater Quality Standards or for parameters where no standards exist, below standards established by the Board of Health and, where existing upon determination that the proposed activity will result in no further degradation;
2. Is in harmony with the purpose and intent of the bylaw and will promote the purpose of the Groundwater Protection District;
3. Is appropriate to the natural topography, soils, and other characteristics of the site to be developed;
4. Will not, during construction or thereafter, have a adverse environmental impact on any water body or course in the district; and
5. Will not adversely affect an existing or potential water supply.
6. Design and Operation Guidelines – At a minimum the following design and operation guidelines shall be observed within Groundwater Protection District:
 - a. Fill – Fill material used in the Groundwater Protection District shall contain no solid waste, toxic or hazardous materials, or hazardous waste. Adequate documentation shall be provided to the Planning Board to guarantee the chemical quality of the fill. Laboratory analysis at the applicant's expense.
 - b. Drainage – All runoff generated on the site shall be recharged on-site in a manner demonstrated to assure full protection of the water quality in the Groundwater Protection District. The Planning Board may require off-site discharge if on-site discharge is not feasible because of site conditions or is undesirable because of risks to water quality from such recharge.
7. Violations – Written notice of any violation of this bylaw shall be given by the Zoning Enforcement Officer to the responsible person within forty-eight (48) hours of detection of a continuing violation, specifying the requirement or restriction violated, the actions necessary to remove or remedy the violations, preventive measures required for avoiding future violations, and schedule of compliance. A copy of such notice shall be submitted to the Zoning Board, Town Selectmen, the Planning Board, Rehoboth Water Commission, and to the Department of Environmental Protection. The cost of containment, cleanup, or other action of compliance shall be borne by the owner and operator of the premises. Fines may be assessed in accordance with Article 7.1 of the Zoning Bylaws.

Severability – The invalidity of any portion or provision of this subsection 4.5, Groundwater Protection District, shall not invalidate any other portion or provision thereof, nor shall it invalidate any special permit previously issued thereunder

Comments: There are multiple reasons for the change to the Groundwater Protection District Bylaw. The primary changes come to the boundaries of the District and to the allowed uses classification.

The current boundaries of the District are what was determined to be the area's best suited for a high-yield public water supply well. This determination was made by the United States Geological Survey after they did an assessment of the groundwater. These boundaries were not intended to be

used as areas where groundwater needed to be protected for the safety of personal wells. As you know in Rehoboth, everyone has their own well and is therefore directly impacted by the condition of the groundwater. It is the Planning Board's belief that all of the residents should be protected to help ensure clean drinking water for wells.

Currently we have three sections that uses within the Groundwater Protection District can fall under, Permitted (by right), Permitted by Special Permit, and Prohibited. While there are certainly some things that are understandably prohibited (manufacturing hazardous waste, etc.), there are other uses (storage of road salt, automotive repair shops, etc.) that are significantly less dangerous and can certainly be done safely. Although currently, there is no opportunity for any of the prohibited uses to be allowed. If it falls under the 'Prohibited' section, no matter how much technology has advanced or how safe it has become, it is not allowed. We decided to eliminate the 'Prohibited' section and move everything that currently falls under that section to the 'Permitted by Special Permit' section. In the Planning Board's eyes this is much fairer to businesses, while it doesn't give them a pass it gives them an opportunity to show how they could conduct their business safely and as not to impact the groundwater.

I would like to note that, none of the proposed changes will change the exemption for homeowners and common household practices and the proposed changes will not impact homeowners or farmers other than to further protect their wells.

So, to put it succinctly, the reasons for these changes to protect every resident's well, not just those within the current Groundwater Protection District, while at the same time giving more of an opportunity for businesses.

 Approved **Disapproved**

Planning Board Recommends: Approval

**ARTICLE 37: TRANSACT OTHER BUSINESS AS MAY LEGALLY COME BEFORE
SAID MEETING**

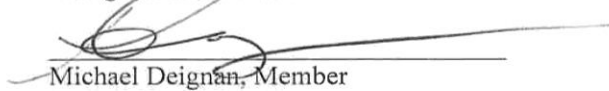
You are hereby directed to serve this Warrant by posting attested copies thereof in the Office of the Town Clerk and in not less than three other public places in each of the three precincts of the Town seven (7) days at least before the day fixed for the meeting.

Hereof and fail not and make due return of this Warrant with your doings thereon to the Town Clerk at the time and place of holding said meeting.

Given under our hands this 28th day of April in the year two thousand twenty-two.


Frederick E. Vadnais, Jr, Chairman


George Solas, Member


Michael Deignan, Member

BOARD OF SELECTMEN

APPENDIX A - FINANCE COMMITTEE TOWN GOVERNMENT BUDGET RECOMMENDATIONS FOR FY 23												
CATEGORY				FY 19 EXPENDED	FY 20 EXPENDED	FY 21 APPROP	FY 22 APPROP	FY 23 FINCOMM	\$ CHG FY23	% CHG FY23	NOTES	
				n	o	Q	S	H		R		
GENERAL GOVERNMENT												
1	105	1	B	Contractual Buy Outs	\$64,324	\$60,000	\$129,956	\$129,950	-\$29,950	-23.0%		
2	114	1	E	Town Moderator	\$200	\$200	\$200	\$200	\$0	0.0%		
3	121	1	B	Board of Selectmen	\$10,000	\$12,500	\$10,000	\$12,875	\$375	3.0%		
4	122	2	B	Selectmen's Office: Wages	\$88,241	\$121,130	\$124,375	\$114,004	\$101,583	-10.9%		
5	122	3	B	Selectmen's Office: Expenses	\$26,834	\$19,950	\$19,950	\$19,950	\$21,075	5.6%		
6	123	1	E	Town Planner/Conservation Agent	\$61,210	\$62,000	\$63,550	\$75,000	\$67,000	-10.7%		
7	124	1	B	Town Administrator	\$75,600	\$92,324	\$81,762	\$84,295	\$85,074	0.9%		
8	124	1	B	Municipal Hearing Officer	\$2,500	\$2,500	\$2,500	\$2,500	\$0	0.0%		
9	124	3	B	Town Administrator's Office	\$165	\$300	\$650	\$1,200	\$1,200	0.0%		
10	125	3	B	Contracted Services	\$32,776	\$42,700	\$41,600	\$41,600	\$54,600	\$13,000	31.3%	add'l bldgs - custodial, refuse, alarms etc
11	127	3	B	Postage	\$35,253	\$34,575	\$34,575	\$34,575	\$34,575	\$0	0.0%	
12	131	3	B	Finance Committee	\$210	\$225	\$535	\$550	\$525	-\$25	-4.5%	
13	133	3	B	Reserve Fund	\$99,914	\$125,000	\$125,000	\$200,000	\$125,000	-\$75,000	-37.5%	returned to FY21 level
14	135	1	B	Town Accountant	\$72,500	\$75,675	\$76,915	\$79,225	\$79,225	\$0	0.0%	
15	135	2	B	Accountant's Office: Wages	\$15,592	\$17,009	\$17,460	\$17,978	\$18,980	\$1,002	5.6%	incr. PT staff
16	135	3	B	Accountant's Office: Expenses	\$1,525	\$2,185	\$2,185	\$2,210	\$2,310	\$100	4.5%	
17	143	3	E	Real Estate/Pers. Prop. Revaluation	\$30,000	\$14,000	\$0	\$0	\$0	\$0		
18	141	1	E	Board of Assessors	\$50,556	\$52,073	\$53,636	\$55,246	\$56,904	\$1,658	3.0%	
19	141	1	B	Assessor's Office: Salaries	\$51,068	\$54,363	\$55,939	\$57,348	\$57,229	-\$119	-0.2%	
20	141	2	B	Assessor's Office: Wages	\$45,377	\$50,542	\$52,053	\$42,363	\$42,148	-\$215	-0.5%	
21	141	3	E	Assessor's Office: Expenses	\$9,971	\$8,765	\$10,265	\$10,665	\$13,265	\$2,600	24.4%	mapping costs incr. \$2K
22	144	3	E	Tax Title Taking & Foreclosure	\$11,634	\$15,500	\$15,500	\$15,500	\$15,500	\$0	0.0%	
23	145	1	E	Town Treasurer	\$40,590	\$41,800	\$43,054	\$44,346	\$44,346	\$0	0.0%	
24	145	2	B	Treasurer's Office: Wages	\$28,470	\$40,962	\$42,907	\$44,165	\$45,165	\$1,000	2.3%	
25	145	3	E	Treasurer's Office: Expenses	\$16,723	\$27,964	\$21,150	\$20,700	\$23,000	\$2,300	11.1%	payroll, bank and GSB fees
26	146	1	E	Tax Collector	\$39,590	\$40,800	\$42,024	\$43,285	\$44,346	\$1,061	2.5%	
27	146	2	B	Collector's Office: Wages	\$50,159	\$50,069	\$52,586	\$54,395	\$54,395	\$0	0.0%	
28	146	3	E	Collector's Office: Expenses	\$5,764	\$7,100	\$7,200	\$7,350	\$7,800	\$450	6.1%	
29	151	3	B	Town Counsel & Negotiation	\$220,634	\$156,000	\$156,000	\$250,000	\$166,000	-\$84,000	-33.6%	
30	156	3	B	Director of IT & Media	\$0	\$14,250	\$14,678	\$15,119	\$15,573	\$454	3.0%	
31	156	1	B	Website Administrator	\$2,500	\$2,575	\$2,575	\$2,575	\$2,575	\$0	0.0%	
32	156	3	B	Information Technology	\$96,860	\$103,503	\$123,870	\$136,121	\$146,983	\$10,862	8.0%	incl. Munis upgrade & added module
33	159	3	B	Municipal Audit	\$17,500	\$18,000	\$18,500	\$19,000	\$19,000	\$0	0.0%	
34	195	3	E	Town Reports	\$3,257	\$4,800	\$4,500	\$4,500	\$4,500	\$0	0.0%	
35	161	1	E	Town Clerk	\$75,130	\$77,325	\$79,645	\$82,034	\$84,496	\$2,462	3.0%	
36	161	2	B	Clerk's Office: Wages	\$44,349	\$61,502	\$65,055	\$67,238	\$85,539	\$18,301	27.2%	PT position added
37	161	3	E	Clerk's Office: Expenses	\$5,488	\$12,098	\$10,275	\$10,370	\$10,285	-\$85	-0.8%	
38	162	2	E	Elections	\$45,279	\$43,954	\$63,030	\$54,486	\$160,592	\$106,106	194.7%	incr. elections & precincts
39	163	1	E	Board of Registrars	\$11,810	\$13,448	\$13,797	\$13,861	\$15,534	\$1,673	12.1%	
GENERAL GOVERNMENT				\$1,489,554	\$1,579,966	\$1,679,452	\$1,866,404	\$1,821,898	-\$44,507	-2.4%		

40	200	1	B	Police Chief	\$146,605	\$150,937	\$155,399	\$161,095	\$165,828	\$4,733	2.9%	contract
41	205	2	B	Police Department: Wages	\$2,433,869	\$2,620,477	\$2,710,891	\$2,798,404	\$2,970,001	\$171,597	6.1%	incl retro wages & shift differential
42	210	3	B	Police Department: Expenses	\$182,482	\$176,775	\$183,325	\$182,925	\$209,275	\$26,350	14.4%	cloud storage body cam
43	211	2	B	Dispatchers: Wages	\$281,553	\$310,000	\$310,000	\$313,500	\$377,654	\$64,154	20.5%	incl retro wages
44	211	3	B	Dispatchers: Expenses	\$10,059	\$12,000	\$12,000	\$12,000	\$12,000	\$0	0.0%	
45	220	1	B	Fire Chief	\$99,000	\$103,000	\$106,090	\$111,911	\$115,268	\$3,357	3.0%	contract
46	220	2	B	Fire Department: Wages	\$236,798	\$260,344	\$268,369	\$277,508	\$285,278	\$7,770	2.8%	contract
47	220	3	B	Fire Department: Expenses	\$123,274	\$77,125	\$73,375	\$78,800	\$82,820	\$4,020	5.1%	
48	241	1	B	Inspection Services	\$153,942	\$157,721	\$160,251	\$180,507	\$120,112	-\$60,395	-33.5%	revolving acct
49	244	1	B	Sealer of Weights & Measures	\$500	\$700	\$700	\$700	\$700	\$0	0.0%	
50	291	1	B	Rehoboth Emergency Management	\$5,893	\$6,150	\$4,700	\$3,950	\$3,950	\$0	0.0%	
51	292	1	B	Animal Control	\$70,113	\$77,892	\$82,163	\$84,334	\$86,684	\$2,350	2.8%	
52	294	1	E	Forestry: Tree Warden	\$23,862	\$24,578	\$25,315	\$26,074	\$26,856	\$782	3.0%	
53	294	2	B	Forestry: Wages	\$87,381	\$90,616	\$92,144	\$99,310	\$106,830	\$7,520	7.6%	incr. staff work vs purchased service
54	294	3	E	Forestry: Expenses	\$16,403	\$34,500	\$31,950	\$31,950	\$27,700	-\$4,250	-13.3%	reduced purchased services
55	169	3	B	Agricultural Commission	\$0	\$200	\$200	\$250	\$250	\$0	0.0%	
				PUBLIC SAFETY	\$3,871,734	\$4,103,015	\$4,216,872	\$4,363,218	\$4,591,206	\$227,988	5.2%	
				ZONING AND CONSERVATION								
56	172	1	E	Stormwater Agent	\$0	\$0	\$0	\$500	\$0	-\$500		
57	172	3	E	Stormwater	\$0	\$0	\$0	\$0	\$0	\$0		
58	175	3	E	Planning Board	\$9,872	\$10,563	\$10,776	\$10,757	\$11,157	\$400	3.7%	
59	176	3	B	Zoning Board of Appeals	\$2,600	\$3,000	\$3,125	\$2,975	\$2,800	-\$175	-5.9%	
				ZONING AND CONSERVATION	\$12,472	\$13,563	\$13,901	\$14,232	\$13,957	-\$275	-1.9%	
				HIGHWAY DEPARTMENT								
60	421	1	B	Highway Superintendent	\$86,843	\$89,874	\$93,491	\$103,350	\$103,350	\$0	0.0%	
62	421	2	B	Highway Department: Wages	\$311,903	\$355,875	\$363,854	\$420,621	\$420,620	-\$1	0.0%	
61	420	3	B	Highway Department: Expenses	\$19,716	\$12,850	\$12,850	\$15,550	\$16,150	\$600	3.9%	
63	422	3	B	Road Program & Drainage	\$133,644	\$128,500	\$128,500	\$125,000	\$136,500	\$11,500	9.2%	Higher gravel & machine rental costs
64	423	3	B	Snow Removal & Sanding	\$241,952	\$250,000	\$200,000	\$200,000	\$200,000	\$0	0.0%	
65	424	3	B	Municipal Lights	\$12,044	\$15,000	\$13,000	\$13,000	\$15,000	\$2,000	15.4%	incr. energy costs
66	426	3	B	Equipment Repairs	\$22,122	\$30,000	\$30,000	\$30,000	\$35,000	\$5,000	16.7%	
67	427	3	B	Gasoline & Diesel	\$135,367	\$137,500	\$151,050	\$208,500	\$264,000	\$55,500	26.6%	incr. gas prices
68	492	3	B	Cemetery Commission	\$1,543	\$2,080	\$2,080	\$2,080	\$2,080	\$0	0.0%	
				HIGHWAY DEPARTMENT	\$965,134	\$1,021,679	\$994,825	\$1,118,101	\$1,192,700	\$74,599	6.7%	

HEALTH AND HUMAN SERVICES												
69	511	1	B	Health Agent	\$66,500	\$68,500	\$70,500	\$72,615	\$74,793	\$2,178	3.0%	
70	511	2	B	Board of Health: Wages	\$50,341	\$53,499	\$54,873	\$56,490	\$26,495	-\$29,995	-53.1%	town nurse now separate line
71	511	3	B	Board of Health: Expenses	\$8,551	\$21,600	\$21,350	\$21,200	\$24,450	\$3,250	15.3%	
72	541	1	B	Council on Aging: Salaries	\$55,000	\$57,750	\$59,483	\$61,267	\$63,105	\$1,838	3.0%	
73	541	2	B	Council on Aging: Wages	\$41,004	\$43,330	\$46,052	\$47,443	\$48,868	\$1,425	3.0%	
74	541	3	B	Council on Aging: Expenses	\$3,094	\$4,750	\$3,150	\$3,150	\$3,150	\$0	0.0%	
75	543	1	B	Veteran's Services	\$38,237	\$40,667	\$41,889	\$43,019	\$66,135	\$23,116	53.7%	incr to FT
76	544	3	B	Maintenance of Veteran's Graves	\$744	\$995	\$995	\$995	\$550	-\$445	-44.7%	
77	545	3	B	Veterans' Benefits	\$139,501	\$175,000	\$175,000	\$175,000	\$150,000	-\$25,000	-14.3%	reduced claims
78	546	3	B	Veterans' Memorial Maintenance	\$4,034	\$4,200	\$4,200	\$4,200	\$4,200	\$0	0.0%	
##				Town Nurse					\$120,508	\$120,508	#DIV/0!	ARPA funds to cover 1 FTE
HEALTH AND HUMAN SERVICES					\$407,006	\$470,291	\$477,492	\$485,379	\$582,254	\$96,875	20.0%	
CULTURE & RECREATION												
79	610	3	B	Blanding Library	\$235,268	\$242,326	\$252,019	\$258,310	\$289,600	\$31,290	12.1%	portion- incr Dir salary (ML-S degree)
80	650	3	E	Park Commission	\$0	\$800	\$800	\$800	\$0	\$400	-100.0%	
81	691	3	B	Historical Commission	\$593	\$650	\$650	\$650	\$750	\$100	15.4%	
82	692	3	B	Memorial Day Activities	\$1,296	\$1,400	\$1,450	\$1,450	\$1,450	\$0	0.0%	
##				Recreation Committee					\$500	\$500	#DIV/0!	new
CULTURE & RECREATION					\$237,157	\$245,176	\$254,919	\$261,210	\$292,300	\$32,290	11.9%	
ALL OTHER EXPENSES												
83	710	3	B	Town Borrowing (Principal)	\$82,250	\$0	\$0	\$0	\$0	\$0		
84	750	3	B	Town Borrowing (Interest)	\$11,186	\$0	\$0	\$0	\$0	\$0		
84	911	3	B	Pension Fund	\$864,355	\$1,021,495	\$1,086,036	\$1,214,982	\$1,285,833	\$70,851	5.8%	Assessment from County
85	914	3	B	Health & Life Insurance	\$760,496	\$858,000	\$920,000	\$975,000	\$980,000	\$5,000	0.5%	
86	919	3	B	Medicare Tax Fund	\$71,676	\$70,000	\$72,000	\$80,000	\$82,000	\$2,000	2.5%	
87	913	3	B	Unemployment Compensation	\$13,960	\$10,000	\$5,000	\$5,000	\$5,000	\$0	0.0%	
88	945	3	B	Town Insurance	\$356,577	\$390,000	\$390,000	\$460,000	\$460,000	\$0	0.0%	
89	187	3	B	Utilities & Maintenance Town Bldgs	\$176,513	\$577,450	\$681,885	\$621,897	\$595,880	-\$26,017	-4.2%	incr energy rates, reduced Repair line
ALL OTHER EXPENSES					\$2,337,014	\$2,926,945	\$3,154,921	\$3,356,879	\$3,408,713	\$51,834	1.5%	
GRAND TOTAL, TOWN GOVERNMENT					\$9,320,071	\$10,360,635	\$10,792,382	\$11,465,424	\$11,903,028	\$438,804	3.8%	



The Rehoboth Memorial Day Parade is Back!

MAY 30, 2022



“Hey Covid! step aside” Rehoboth Memorial Day Parade is BACK! These past 2 years, Rehoboth only conducted a Memorial Day Ceremony at the Veterans Memorial with limited participation by the public and since our last parade in 2019, a lot has happened in Rehoboth including the loss of our C.O.A. Building at 55 Bay State Road.

Our Rehoboth Memorial Day Parade will start around 10:15 AM near the old C.O.A. & the American Legion on Bay State Road, travel through the village and end up at the Veterans’ Memorial Gazebo at Redway Plain. You’ll see 68 American Flags on the utility poles along the entire parade route from early May through late July. The Memorial Day Ceremony will commence at around 11:15 AM followed by dedication for all of our Fallen Comrades who’ve given the ultimate sacrifice and for those who have fallen since last Memorial Day with a ceremony ending at high noon with the lowering and raising of the American Flag.

Please respond to the Veterans Office if you’re interested in participating in this year’s Memorial Day Parade. If you haven’t participated in the past, the town of Rehoboth’s Veterans Office would love to have you participate in our Memorial Day Parade this May 30th 2022. Please call 508-252-4467 or e-mail Jake at veterans@rehobothma.gov

Thank you

Town of Rehoboth
Rehoboth, Massachusetts 02769

PRESORTED STANDARD
U.S. Postage Paid
Attleboro, MA
Permit No. PI210

Important
Official Notice of:
May 14, 2022 & May 15, 2022 Annual Town Meeting

BOX HOLDER
Rehoboth, Massachusetts 02769

Please bring this Warrant with you to the
Annual Town Meeting

*Francis Farm
Museum Building
27 Francis Farm Road
Rehoboth, MA 02769*

Saturday, May 14, 2022 & Sunday, May 15, 2022 – Both sessions beginning at 1:00 PM